THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.6322 OF 2006

DATED: 20-02-2007

Between:

S.A.Razzak

. . .Petitioner

and

The Station House Officer,
Chandrayanagutta Police Station,
Hyderabad.

. . .Respondent

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.6322 OF 2006

O R D E R:

The grievance of the petitioner is that the respondent is unauthorizedly summoning him to the Police Station and harassing him to hand over the actual physical possession of the immovable property.

In the counter affidavit filed by the respondent, it is stated that one Mr.Sayeed Bin Ali Basaat lodged a complaint on behalf of the petitioner before the Station House Officer, Chandrayanagutta Police Station on 15.03.2006, based on which, it was registered as a case in Crime No.65 of 2006 for the offences punishable under Sections 447, 427, 379 and 506 IPC and investigation is pending. It is further stated that one Farzana Begum lodged a complaint on 15.03.2006 against the said Sayeed Bin Ali Basaat, who lodged a complaint on behalf of the petitioner, and it was registered as a case in Crime No.63 of 2006 for the offences punishable under Sections 448, 427 and 506 IPC. The other allegations that the respondent is harassing the petitioner to withdraw the complaint and compromise the matter by handing over the physical possession of the immovable property to the accused persons, were denied.

As the case and counter-cases are pending investigation, if the investigation is conducted without any impartiality and if there is any

inaction on the part of the respondent, it is always open for the petitioner to file a private complaint before the Magistrate concerned for taking appropriate action.

With the above observation, the writ petition is dismissed. No order as to costs.

_____

V.ESWARAIAH, J

20th FEBRUARY, 2007

kvni